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DATE DEPOSITED: AUGUST 25, 2003

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**PATENT** 

Applicant: Donald E. Weder ) Atty. Dkt. No. 8403.940 ) Serial No.: Not Yet Assigned ) Filed: August 25, 2003 )

For: PREFORMED FLOWER POT COVER HAVING A MATTE OR TEXTURED

FINISH ON A SURFACE THEREOF

Mail Stop - Patent Application Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450

#### **INFORMATION DISCLOSURE STATEMENT**

## List of Sections Forming Part of This Information Disclosure Statement

The following sections are being submitted for this Information Disclosure Statement:

- 1. **[X]** Preliminary Statements
- 2. **[X**] FORM PTO-1449 (Modified)
- 3. [X] Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies are Submitted or Need Be Submitted
- 4. **[X]** Copies of Listed Information Items Accompanying this Statement
- 5. [X] Identification of Person(s) Making this Information Disclosure Statement

#### **Section 1.** Preliminary Statements

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

#### Section 2. Form PTO-1449 (Modified)

- [X] A completed Form 1449 (Modified) is attached hereto.
- [] No Form 1449 (Modified) is attached.

# Section 3. Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies are Submitted or Need Be Submitted

This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application **U.S. Serial No.** <u>09/915,171</u>, filed on <u>October 17</u>, <u>2001</u>.

### Section 4. Copies of Listed Information Items Accompanying this Statement.

Legible copies of all items listed in Form PTO-1449 (Modified) accompany this information disclosure statement.

#### [X] Exception(s) to above:

[X] Items in prior application from which an earlier filing date is claimed for this application, as identified in Section 3.

## Section 5. Identification of Person(s) Making this INFORMATION DISCLOSURE STATEMENT

The person making this statement is the attorney who signs below on the basis of the information:

- [] supplied by the inventor(s)
- [] supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)).
- [X] in the attorney's file

Respectfully submitted,

Kathryh L. Hester, Ph.D.

Reg. No. 46,768

DUNLAP, CODDING & ROGERS, P.C. 1601 N.W. Expressway, Suite 1000

Oklahoma City, Oklahoma 73118

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Agent for Applicant

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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Substitu	ute for form 1449A	/PTO		С	mplet if Known
				Application Number	Not Yet Assigned
INF	ORMATIC	ON DI	SCLOSURE	Filing Date	08/25/2003
STA	ATEMENT	BY A	APPLICANT	First Named Inventor	Donald E. Weder
				Group Art Unit	Not yet Assigned
	(use as many	sheets a	s necessary)	Examiner Name	Not Yet Assigned
Sheet	1	of	2	Attorney Docket Number	8403 040

				U.S. PATENT DOCL	IMENTS	
Examiner Initials	Cite No.1	U.S. Paten Number	Kind Code <sup>2</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	583925		McGowan	06/08/1897	
	AB	1794212		Snyder	02/24/1931	
	AC	1892818		Trew	01/03/1933	
	AD	2268244		Davis	12/30/1941	
	AE	2785508		Coleman, Jr.	03/19/1957	
	AF	3058263		Reynolds	10/16/1962	····
	AG	3962503		Crawford	06/08/1976	
	АН	4104845		Hoffman	08/08/1978	
	Al	4216620		Weder et al.	08/12/1980	
	AJ	4248347		Trimbee	02/03/1981	
	AK	4359422		Cleminson et al.	11/16/1982	
	AL	4733521		Weder et al.	03/29/1988	
	AM	4773182		Weder et al.	09/27/1988	
	AN	5038930		Holtkamp, Jr.	08/13/1991	
	AO	5065925		Ridenour	11/19/1991	
	AP	5094060		Caird .	03/10/1992	
	AQ	5105599		Weder	04/21/1992	
	AR	5111637		Weder et al.	05/12/1992	
	AS	5181364		Weder	01/26/1993	
	AT	5291721		Weder et al.	03/08/1994	

				FORE	IGN PATENT DOCUMENT	TS		
Examiner	Cite	F	oreign Patent Do		Name of Patentee or	Date of Publication of	Pages, Columns, Lines, Where Relevant	T
Initials*	No.1	Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	T6
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<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.



<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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				Application Number	Not Yet Assigned
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				Group Art Unit	Not yet Assigned
	(use as many shee	ets as	s necessary)	Examiner Name	Not Yet Assigned
Sheet	2	of	3	Attorney Docket Number	8403.940

				U.S. PATENT DOCL	IMENTS	
Examiner Initials*	Cite No.1	U.S. Patent Number	Document Kind Code <sup>2</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AU	5345745		Weder	09/13/1994	
	AV	5459976		Weder et al.	10/24/1995	
	AW	5609009		Weder et al.	03/11/1997	
	AX	5625979		Weder	05/06/1997	

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Examiner Initials	Cite No.1	Office <sup>5</sup>	Foreign Patent Do 3 Number4	Kind Code (if known)		Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Т6
	AY		2147277		Germany	05/03/1973		
	ΑZ		2948265		Germany	05/07/1981		
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Signature	Considered	

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.



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-		Application Number	Not Yet Assigned		
INFORMATION DISCLOSURE STATEMENT BY APPLICANT			08/25/2003		
			Donald E. Weder		
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of	3	Attorney Docket Number	8403.940		
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OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS						
Examiner Initials	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>			
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